

**IN THE UNITED STATES DISTRICT COURT FOR  
THE DISTRICT OF MASSACHUSETTS**

2004 FEB -4 A 11:55

**CIVIL NO. 04-CV-10146-MLW**

**FORMERLY NO. 294558**

DISTRICT COURT  
DISTRICT OF MASS.

**LAND COURT  
MASSACHUSETTS**

**FAIRBANKS CAPITAL CORP., AS  
SERVICER FOR BANK ONE, N.A. F/K/A  
THE FIRST NATIONAL BANK OF  
CHICAGO, AS TRUSTEE UNDER THE  
POOLING AND SERVICING  
AGREEMENT DATED AS OF  
SEPTEMBER 1, 1998, SERIES 1998-B,**

**Plaintiff,**

**v.**

**JAMES MORIN, NANCY MORIN AND  
THERESA MORIN, UNITED STATES OF  
AMERICA AND VERIZON YELLOW  
PAGES COMPANY F/K/A BELL  
ATLANTIC YELLOW PAGES CO. F/K/A  
NYNEX INFOR,**

**Defendants.**

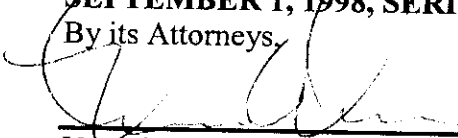
**REQUEST FOR DEFAULT**  
**(Rule 55 (a))**

I, Veronica C. Viveiros, attorney for the above-named Plaintiff, Fairbanks Capital Corp. as servicer for Bank One, N.A. f/k/a The First National Bank of Chicago, as Trustee Under the Pooling and Servicing Agreement dated as of September 1, 1998, Series 1998-B, state that a Complaint in this action was filed on or about November 26, 2003. The summons and a copy of the Complaint were served on the Defendants, Theresa Morin, Nancy Morin and James Morin on December 29, 2003. The Defendants herein have failed to serve responsive pleadings or to otherwise defend as provided by rule.

WHEREFORE, the Plaintiff, Fairbanks Capital Corp. as servicer for Bank One, N.A. f/k/a The First National Bank of Chicago, as Trustee Under the Pooling and Servicing Agreement dated as of September 1, 1998, Series 1998-B makes application that the Defendants, Theresa Morin, Nancy Morin and James Morin, be defaulted.

Signed under the penalties of perjury this 2<sup>nd</sup> day of February 2004.

Respectfully submitted,  
**FAIRBANKS CAPITAL CORP., AS  
SERVICER FOR BANK ONE, N.A.  
F/K/A THE FIRST NATIONAL BANK  
OF CHICAGO, AS TRUSTEE UNDER  
THE POOLING AND SERVICING  
AGREEMENT DATED AS OF  
SEPTEMBER 1, 1998, SERIES 1998-B**  
By its Attorneys,

  
Veronica C. Viveiros  
BBO#631233  
David Rosen  
BBO# 552866  
HARMON LAW OFFICES, P.C.  
P.O. Box 610389  
Newton Highland, MA 02161  
(617) 558-0500

DATED: February 3, 2004  
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**CERTIFICATE OF SERVICE**

I, Veronica C. Viveiros, hereby certify that a true copy of the Request for Default was served on February 3, 2004 by mailing via first class mail, postage prepaid, to:

James Morin  
256 Lynnfield Street  
Peabody, MA 01960

Nancy Morin  
256 Lynnfield Street  
Peabody, MA 01960


Theresa Morin  
256 Lynnfield Street  
Peabody, MA 01960

Internal Revenue Service  
Area Director  
P.O. Box 9112  
Stop 20800  
JFK Federal Building  
Boston, MA 02203

U.S. Department of Justice  
Tax Division  
Ben Franklin Station  
Washington, DC 20044

United States Attorney  
United States Courthouse  
1 Courthouse Way, Suite 9200  
Boston, MA 02210

Verizon Yellow Pages Company f/k/a  
Bell Atlantic Yellow Pages Co. f/k/a Nynex Infor  
c/o Smith, Levenson, Cullen & Aylward, P.C.  
5 Essex Green Drive  
Peabody, MA 01960



Veronica C. Viveiros